



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit	: 3693	Customer No. 035811
Examiner	: James M. Alpert	
Serial No.	: 09/970,600	Docket No.: 1480-R-00
Filed	: October 4, 2001	
Inventor(s)	: William H. Wisecarver, III.	
	: Mary F. Nugent	Confirmation No.: 1951
Title	: SYSTEM AND METHOD FOR	
	: ON-LINE PAYMENT TRANSACTIONS	
		Dated: March 26, 2007

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is submitted in response to the Official Action dated December 28, 2006.

Claims 1-7 are currently pending in the present application. Claims 1-7 stand rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent Application No. 20010034720 to Ames.

In their June 22, 2006 Response, the Applicants submitted a Declaration of Prior Invention under 37 C.F.R. §1.131, together with Exhibit A to establish priority of invention over the Ames reference. The Applicants note with appreciation the Examiner's acceptance of the Applicants' §1.131 Declaration as proof of the Applicants' prior conception. The Examiner, however, maintains that the Applicants have failed to demonstrate proper diligence.

The Applicants, therefore, herewith provide a Supplemental Declaration of Prior Invention under 37 C.F.R. §1.131, together with Exhibits B-E, establishing diligence for the "critical period". The critical period in this case, as noted by the Examiner, is prior to March 7, 2000 through October 13, 2000. On October 13, 2000, the Applicants constructively reduced their invention to practice by